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Tax Forms - State of NH (603) 271-2192

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**STATE OF NEW HAMPSHIRE
DEPARTMENT OF REVENUE ADMINISTRATION**

**FREQUENTLY ASKED QUESTIONS
(FAQ's)
BUSINESS ENTERPRISE TAX
(BET)
RSA 77-E REV 2400**



The New Hampshire Department of Revenue Administration offers this publication of answers to the most frequently asked questions. While we have attempted to identify the most common concerns, this publication does not address every situation, set of facts, or circumstances. Our goal is to develop a tax administration system that is fair and efficient, with taxpayers having the highest degree of confidence in the integrity of the Department.

Should you have questions or wish to request additional educational services or publications for use in state tax instruction, please feel free to send your request in writing to our NH DRA Customer Education Committee, PO Box 457, Concord, NH 03302-0457.

Visit us on the web @:
revenue.nh.gov

Q: What is the Business Enterprise Tax (BET)?

A: A 0.75% tax is assessed on the enterprise value tax base, which is the sum of all compensation paid or accrued, interest paid or accrued, and dividend paid by the business enterprise, after special adjustments and apportionment.

Q: Who must file?

A: Enterprises with more than \$150,000 of gross business receipts from all their activities or an enterprise value tax base more than \$75,000, are required to file a return.

Q: When is the return due?

A: Proprietorship, partnership and fiduciary returns are due on the 15th day of the 4th month following the end of the taxable period. Corporate and combined returns are due on the 15th day of the 3rd month following the end of the taxable period. Non-profit returns are due on the 15th day of the 5th month following the end of the taxable period.

Q: Do I have to make estimated payments?

A: Yes. Four estimate payments are required, paid at 25% each on the 15th day of the 4th, 6th, 9th and 12th month of the taxable period, for any tax liability that exceeds \$200.

Q: Who do I contact with questions?

A: Taxpayer Assistance personnel of the Document Processing Division, PO Box 637, Concord, NH 03302-0637, or call (603) 271-2186.

Q: Are guaranteed payments to partners included in BET base?

A: Yes.

Q: Who pays BET on intercompany dividends?

A: The affiliate, and the parent can deduct the dividend.

Q: Can unused BET credit be carried forward to future years and for how long?

A: Any unused BET credits may be carried forward for up to five (5) years.

Q: Is interest paid to depositors included in the BET base of a bank.

A: Yes.**Q: Is a non-profit organization required to file the BET return?**

A: Yes, if it meets the filing requirements and is not an organization exempt from federal taxes as described in Internal Revenue Code section 501(c)(3).

Q: I am not required to file a BET return, why do you want the form?

A: If the BET return is not required, you must check NO in Step 2 on BT-Summary, otherwise the department assumes you are required to file the BET return. All taxpayers must file the BT-Summary to report the correct name and address information, summarize the taxes due and payment information and sign the return.

Q. Where can I obtain more information?

A. For more information you may visit our web site at revenue.nh.gov and review RSA 77-E and Rev 2400.

Q. When should an “employee Leasing Company” include payments made to its “leased employees” for services provided to the Employee Leasing Company’s customers (the “servicing company (s)” in their capacity as a “leased employee” in its Business Enterprise Tax Base?

A: If the leasing company qualifies as the “employer” (paying the W-2 wages of the leased employee) the compensation factor would apply to the leasing company. Therefore, the compensation paid or accrued by the leasing company would be included in the tax base of that enterprise if that enterprise issued the individuals federal W-2 statement.

RSA's 77-E:1, V - 77-E:1,VII - 77-E:1,VIII and Rev. 2402.01